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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)		Application Number	10/679,094
		Filing Date	October 3, 2003
		First Named Inventor	James Bennett
		Art Unit	3735
		Examiner Name	Christine D. Hopkins
Total Number of Pages in This Submission	11	Attorney Docket Number	102USBB02

**ENCLOSURES (check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return-Receipt Postcard <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm	McAndrews, Held & Malloy, Ltd.
Signature	<i>Ronald H. Spuhler</i>
Printed Name	Ronald H. Spuhler
Date	October 26, 2006

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 26, 2006.

Name (Print/type)	Ronald H. Spuhler	Registration No. (Attorney/Agent)	52,245
Signature	<i>Ronald H. Spuhler</i>	Date	October 26, 2006



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Case No. 102USBB02

PATENT

In the Application of:

JAMES BENNETT

Application No.: 10/679,094

Filed: OCTOBER 3, 2003

For: SOUND AND HEARTBEAT  
PLAYBACK SYSTEM

Examiner: CHRISTINE D. HOPKINS

Group Art Unit: 3735

Confirmation No.: 3545

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By:

*Ronald H. Spuhler*  
Ronald H. Spuhler  
Reg. No. 52,245

**RESPONSE TO NON-FINAL OFFICE ACTION**

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This paper is submitted in response to the Non-Final Office Action mailed on July 26, 2006. The Applicant respectfully requests reconsideration of the application in light of the following amendments and remarks.

Amendments to the claims begin on page 2.

Remarks begin on page 6.